

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

HUGHE JEAN-CHARLES, and AUDREY
JEAN-CHARLES on behalf of themselves and on behalf
of their infant children, RJC and DJC,

Plaintiffs,

v.

THE CITY OF NEW YORK, et al.,

Defendants.

Index No. 21-CV-03803-DG-RML

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law, and upon all prior pleadings and proceedings in this matter, Defendants Success Academy Charter Schools, Inc., Success Academy Charter Schools – NYC, and Vailarie Eubanks by and through their undersigned attorneys, will move this Court before the Honorable Diane Gujarati at the United States Courthouse for the Eastern District of New York, located at 225 Cadman Plaza E., Brooklyn, New York, 11201, on a date and time to be designated by the Court, for an Order dismissing the Cross-Claim, pursuant to Federal Rule of Civil Procedure 12(b)(6), based on failure to state a claim, and for such other relief as this Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that, under Local Civil Rule 6.1, papers filed in opposition to this motion must be served and filed within fourteen (14) days of service of the motion papers (or May 5, 2025) and reply papers, if any, must be served and filed within seven (7) days of service of the opposition papers (or May 12, 2024), unless the Court directs otherwise.

Date: April 21, 2025

Georgia K. Winston

Hannah Belitz

**WALDEN MACHT HARAN & WILLIAMS
LLP**

250 Vesey Street, 27th Floor

New York, NY 10281

Tel: (212) 335-2030

gwinston@wmhwlaw.com

*Attorneys for Success Academy Charter
Schools, Inc., Success Academy Charter
Schools – NYC, and Vailarie Eubanks*